



# CITY OF LODI

PUBLIC WORKS DEPARTMENT

## COUNCIL COMMUNICATION

TO: City Council

FRGM: City Manager

MEETING DATE: February 3, 1988

AGENDA TITLE: Introduction of an Ordinance Amending Title 10 and Chapter 12.04 of the City Code, Making Violations of the Traffic Ordinance and Encroachment Ordinance an Infraction Rather Than a Misdemeanor

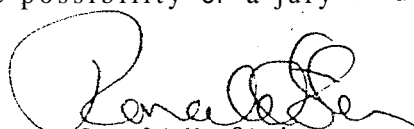
RECOMMENDED ACTION: That the City Council introduce an ordinance amending Title 10 and Chapter 12.04 of the City Code, making violations of the traffic ordinance and encroachment ordinance an infraction rather than a misdemeanor.

BACKGROUND INFORMATION: Under Government Code Section 36900, a violation of the City Code is a misdemeanor unless otherwise designated. It is recommended, for ease of enforcement, that violations of both the traffic ordinance (Title 10 of the City Code) and the encroachment ordinance (Chapter 12.04 of the City Code) be made infractions rather than misdemeanors.

An infraction is punishable by a fine only, where a misdemeanor is punishable by a fine and/or imprisonment with the possibility of a jury trial.

  
Jack L. Ronsko  
Public Works Director

JLR/ma

  
Ronald M. Stein  
City Attorney

cc: Police Chief  
Street Superintendent

APPROVED:

  
THOMAS A. PETERSON, City Manager

FILE NO.

CINFRAC/TXTW.02M

January 27, 1988

ORDINANCE NO. 1415

AN ORDINANCE OF THE LODI CITY COUNCIL  
ADDING A SECTION TO TITLE 12, STREETS, SIDEWALKS AND PUBLIC  
PLACES, CHAPTER 12.04 ENCROACHMENTS

BE IT ORDAINED BY THE LODI CITY COUNCIL.

SECTION 1. Lodi Municipal Code Title 12, Streets, Sidewalks and Public Places, Chapter 12.04 Encroachments is hereby amended to add a section to read as follows:

"It, is an infraction for any person to do any act forbidden, or fail to perform any act required in this chapter."

SECTION 2. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

SECTION 3. This ordinance shall be published one time in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi and shall be in force and take effect thirty days from and after its passage and approval.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 1988

\_\_\_\_\_  
EVELYN M. OLSON  
Mayor

Attest:

ALICE M. REIMCHE  
City Clerk

State of California  
County of San Joaquin, ss.

I, Alice M. Reimche, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1415 was introduced at a regular meeting of the City Council of the City of Lodi held February 3, 1988 and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held \_\_\_\_\_ by the following vote:

Ayes:	Council Members -
Noes :	Council Members -
Absent :	Council Members -
Abstain:	Council Members -

I further certify that Ordinance N . 1415 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.

ALICE M. REIMCHE  
City Clerk

Approved as to Form

RONALD M. STEIN  
City Attorney